THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.12386 OF 2007

DATED: 03-09-2007

BETWEEN

Gudla Lakshmi,
W/o. Late Sanyasi Rao,
D.No.53-1-5,
Maddilapialem,
Visakhapatnam.

...PETITIONER

AND

The Special Officer and
Competent Authority,
Urban Land Ceiling,
Visakhapatnam.

...RESPONDENT

ORDER:

Petitioner seeks a Writ of Mandamus to declare the action of the respondent in not considering and disposing her application dated 05.11.2006 filed under Section 26(1) of the Urban Land (Ceiling and Regulation) Act, 1976 (for short 'the Act') seeking permission for alienation of the land in an extent of 5813 sq. yards in Sy.Nos.51/6, 51/7 and 52/8 of Maddilapalem, Visakhapatnam as illegal and arbitrary.

2. Learned Government Pleader appearing for the respondent submits a copy of the letter dated 03.08.2007 of the respondent wherein it is stated that the application of the petitioner has already been considered and returned to the petitioner vide proceedings S.R.No.26/2702/2006 dated 13.12.2006 as there is a civil litigation and unless the civil disputes are settled no such

permission can be granted.

3. In view of the aforesaid letter of the respondent, I am of the opinion that no further orders are required to be passed in the writ petition.

The writ petition is accordingly dismissed with a liberty to the petitioner to question the said letter. There shall be no order as to costs.

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V. ESWARAIAH, J

September 3, 2007
DSK